

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

THOMAS GABBARD,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant


Civil No. 3:07-cv-5622-BHS-KLS

PROPOSED ORDER FOR REMAND

Pursuant to the Stipulation to Remand filed by the parties (Dkt. 16), it is hereby ORDERED that the Commissioner's final decision should be reversed and remanded for further administrative proceedings, in accordance with sentence four of 42 U.S.C. § 405(g). Upon remand, the ALJ will further evaluate all medical opinions, including those of Dr. Reddy and Dr. Posadas. The parties have acknowledged that in July 2003 Dr. Reddy did not opine that Plaintiff could perform full-time work. The ALJ will also reconsider Plaintiff's credibility; reevaluate Plaintiff's mental and physical residual functional capacity; and if warranted by the expanded record, obtain supplemental vocational evidence. The ALJ will

1 make a new determination as to Plaintiff's disability taking all evidence into account, and issue
2 a new decision. The parties stipulate that no specific aspect of the Commissioner's final
3 decision is affirmed, and that Plaintiff may submit additional evidence and arguments to the
4 ALJ on remand.

5 DATED this 6th day of May, 2008.

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BENJAMIN H. SETTLE
United States District Judge

11 Recommended for Entry:

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s/Karen L. Strombom
UNITED STATES MAGISTRATE JUDGE

16 Presented by:

17 s/ DAVID J. BURDETT
18 Special Assistant U.S. Attorney
19 WSB # 29081
20 Office of the General Counsel
21 701 Fifth Ave, Ste 2900
22 Seattle, WA 98104
23 Phone: (206) 615-2522
24 Fax: (206)615-2531
25 david.burdett@ssa.gov
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